

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

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RAMON BERRIOS and HECTOR
AZCONA DIAZ Individually and on Behalf
of All Other Persons Similarly Situated,

Plaintiffs,

-against-

DYNAMEX, INC., LANDAUER
METROPOLITAN, INC. and DOES 1
through 100, jointly and severally,

Defendants.

Civ. No.: 07-CV-9293

Sullivan, J.

STIPULATION AND ORDER OF FINAL DISMISSAL

IT IS HEREBY STIPULATED AND AGREED by and between Ramon Berrios, Hector Azcona Diaz, Clifford Parker, and Defendants that Counts One and Two of the Complaint (violation of Fair Labor Standards Act and New York Labor Law) be dismissed with prejudice, and that Counts Three and Four be dismissed without prejudice, with no award of attorneys' fees, costs or disbursements by the Court to any Party.

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SO ORDERED on this _____ day of _____, 2008.

U.S. D.J.

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